

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Susan D. Wigenton, U.S.D.J.
v. : Crim. No. 08-777-SDW
JOSEPH MUNIZ : CONTINUANCE ORDER

This matter having been opened to the Court by defendant Joseph Muniz (Clifford Kuhn, Esq., appearing), and Ralph J. Marra, Jr., Acting, United States Attorney for the District of New Jersey (Dennis C. Carletta, Assistant U.S. Attorney, appearing), for an order granting a continuance of the proceedings in the above-captioned matter for sixty days, and the defendant being aware that he has the right to have the matter tried within seventy days of the filing date of the Indictment, pursuant to Title 18 of the United States Code, Section 3161(c), and the defendant having waived such right, and for good and sufficient cause shown,

IT IS THE FINDING OF THIS COURT that this action should be continued for the following reasons:

1. Plea negotiations are in progress. The successful completion of such negotiations may render trial of this matter unnecessary.
2. Defendant has consented to the aforementioned continuance.
3. Pursuant to Title 18 of the United States Code, Section 3161(h)(8), the ends of justice served by granting the continuance outweigh the best interests of the public and the defendants in a speedy trial.

WHEREFORE, it is on this 7th day of October 2009,

ORDERED that the proceedings in the above-captioned matter are continued from October 9, 2009, through December 9, 2009;

IT IS FURTHER ORDERED that the period between October 9, 2009, through December 9, 2009, shall be excludable in computing time under the Speedy Trial Act of 1974;

IT IS FURTHER ORDERED that if the defendant intends to file motions, his motions shall be filed no later than December 16, 2009;

IT IS FURTHER ORDERED that any response by the Government to defendant's motions shall be filed no later than December 30, 2009;

IT IS FURTHER ORDERED that oral argument as to any such motions shall be conducted on January 6, 2010; and

IT IS FURTHER ORDERED that the trial in this matter will commence on January 11, 2010.


HONORABLE SUSAN D. WIGENTON
United States District Judge

Requested and Agreed to by:


Dennis C. Carletta, Esq.
Assistant U.S. Attorney


Clifford Kuhn, Esq.
Counsel for Defendant Joseph Muniz

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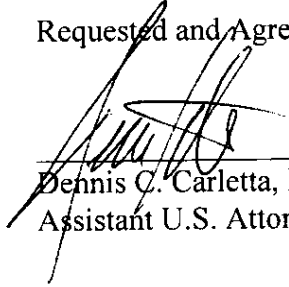
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